

AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT

for the

Northern District of California

Tri-Valley CAREs et al.

Plaintiff

v.

United States Department of Energy et al.

Defendant

Civil Action No. 08-cv-01372-SBA

Summons in a Civil Action

To: National Nuclear Security Administration

(Defendant's name)

A lawsuit has been filed against you.

Within 60 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Robert J. Schwartz  
2582 Old First Street  
Livermore, CA 94551  
Tel: (925) 443-7148

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Richard W. Wieking

Name of clerk of court

**JESSIE MOSLEY**

Deputy clerk's signature

Date: 04/23/2008

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)